

by *LaFountain v. Harry*, 716 F.3d 944, 951 (6th Cir. 2013). Dismissal of the case, whether voluntary or involuntary, does not negate that obligation. *Id.* at 607; *see also In re Alea*, 286 F.3d 378, 381 (6th Cir. 2002). Therefore, the motion to waive the filing fee is DENIED.

Pursuant to Federal Rule of Civil Procedure 41(a), Plaintiff may voluntarily dismiss his case at any time prior to the Defendants filing an answer or a motion for summary judgment. As the Court has not yet screened the complaint or ordered the Defendants to be served, the motion for voluntary dismissal is GRANTED, and this case is hereby DISMISSED without prejudice. The pending motion for injunctive relief (ECF No. 7) is DENIED as moot.

The Clerk is directed to prepare a judgment.

IT IS SO ORDERED.

s/ **James D. Todd**
JAMES D. TODD
UNITED STATES DISTRICT JUDGE